

Re: Fw: from AP re: Dimock - Please handle
Humane Zia to: Heather Gray
Cc: Cecil Rodrigues, Marcia Mulkey, Ron Borsellino, Shawn Garvin

01/07/2012 08:36 AM

From: Humane Zia/R3/USEPA/US
To: Heather Gray/R3/USEPA/US
Cc: Cecil Rodrigues/R3/USEPA/US@EPA, Marcia Mulkey/R3/USEPA/US@EPA, Ron Borsellino/R3/USEPA/US@EPA, Shawn Garvin/R3/USEPA/US@EPA

THIS MEMO MAY CONTAIN PRIVILEGED ATTORNEY-CLIENT COMMUNICATIONS

Ex. 5 - Attorney Client

Humane L. Zia
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency - Region III
Office of Regional Counsel
1650 Arch Street (3RC41)
Philadelphia, PA 19063-2029
215.814.3454 / 215.814.2603 fax

Heather GrayEx. 5 - Attorney Client01/07/2012 07:46:25 AM

From: Heather Gray/R3/USEPA/US
To: Marcia Mulkey/R3/USEPA/US@EPA
Cc: Cecil Rodrigues/R3/USEPA/US@EPA, Humane Zia/R3/USEPA/US@EPA, Shawn Garvin/R3/USEPA/US@EPA, Ron Borsellino/R3/USEPA/US@EPA
Date: 01/07/2012 07:46 AM
Subject: Re: Fw: from AP re: Dimock - Please handle

Ex. 5 - Attorney Client

Fw: from AP re: Dimock - Please handle

Fw: from AP re: Dimock - Please handle

Marcia Mulkey to: Cecil Rodrigues, Heather Gray, Humane Zia01/07/2012 06:43 AM

Cc: Shawn Garvin

From: Marcia Mulkey/R3/USEPA/US
To: Cecil Rodrigues/R3/USEPA/US@EPA, Heather Gray/R3/USEPA/US, Humane Zia/R3/USEPA/US@EPA

Cc: Shawn Garvin/R3/USEPA/US@EPA

Ex. 5 - Attorney Client

Marcia E. Mulkey
Regional Counsel
EPA Region III

CONFIDENTIAL: THIS TRANSMISSION MAY CONTAIN ENFORCEMENT SENSITIVE, DELIBERATIVE, ATTORNEY-CLIENT, ATTORNEY-WORK PRODUCT OR OTHERWISE PRIVILEGED MATERIAL. DO NOT RELEASE UNDER FOIA WITHOUT APPROPRIATE REVIEW. IF THIS MESSAGE HAS BEEN RECEIVED BY YOU IN ERROR, YOU ARE INSTRUCTED PLEASE TO DELETE THIS MESSAGE FROM YOUR MACHINE AND ALL STORAGE MEDIA WHETHER ELECTRONIC OR HARD COPY.

-----Forwarded by Marcia Mulkey/R3/USEPA/US on 01/07/2012 06:41AM -----
To: Marcia Mulkey/R3/USEPA/US@EPA
From: Shawn Garvin/R3/USEPA/US
Date: 01/06/2012 06:17PM
Cc: William Early/R3/USEPA/US
Subject: Fw: from AP re: Dimock - Please handle

Marcia - Can you find out if any of your folks talked to counsel for the residents and said anything about us providing drinking water. We are still review all information and no decisions have been made.

Thanks - Shawn
Shawn Garvin

----- Original Message -----
From: Shawn Garvin
Sent: 01/06/2012 06:14 PM EST
To: Ron Borsellino; Dennis Carney
Subject: Fw: from AP re: Dimock - Please handle

Ex. 5 - Deliberative

Thanks
David Sternberg

----- Original Message -----
From: David Sternberg
Sent: 01/06/2012 06:06 PM EST
To: Shawn Garvin
Subject: Fw: from AP re: Dimock - Please handle

Shawn,

FYI. Thought you should be aware of this if you weren't already.

David

----- Forwarded by David Sternberg/R3/USEPA/US on 01/06/2012 05:59 PM -----

From: "Rubinkam, Michael" <mrubinkam@ap.org>
To: Betsaida Alcantara/DC/USEPA/US@EPA
Cc: Terri-A White/R3/USEPA/US@EPA, Richard Fetzer/R3/USEPA/US@EPA, Trish Taylor/R3/USEPA/US, David Sternberg/R3/USEPA/US@EPA, Brendan Gilfillan/DC/USEPA/US@EPA
Date: 01/06/2012 05:58 PM
Subject: RE: from AP re: Dimock - Please handle

I've now talked to a second Dimock resident who got the same message, from EPA's Vance Evans. I also understand that Tate Kunkle, one of the attorneys for the residents, called EPA and confirmed the water deliveries. (Though I haven't yet spoken to Tate.)

I'd like to go with a story that says EPA informed residents Friday that the agency would arrange to have water delivered, but refused to confirm it when contacted by AP. If you have an objection, I suggest you give me a call.

Michael Rubinkam
Correspondent / Northeastern Pa.
5050 Tilghman St., Suite 115
Allentown, PA 18104
610-530-5791 (w)
610-530-5792 (f)
Email: mrubinkam@ap.org
Twitter: apmikerubinkam

-----Original Message-----
From: Betsaida Alcantara [mailto:Alcantara.Betsaida@epamail.epa.gov]
Sent: Friday, January 06, 2012 5:53 PM
To: Rubinkam, Michael
Cc: Terri-A White; Richard Fetzer; Trish Taylor; David Sternberg; Brendan Gilfillan
Subject: Re: from AP re: Dimock - Please handle

Michael,
This is all we have for now. As we continue to survey the area, we will keep everyone informed when we have more information.

----- Original Message -----
From: "Rubinkam, Michael" [mrubinkam@ap.org]
Sent: 01/06/2012 09:17 PM GMT
To: Betsaida Alcantara
Cc: Terri-A White; Richard Fetzer; Trish Taylor; David Sternberg
Subject: RE: from AP re: Dimock - Please handle

Folks,
It's getting late on a Friday afternoon, and I need to get this straightened out ASAP. I know what Betsaida emailed two hours ago, but that's not even close to what Julie Sautner's understanding of the situation is. If EPA has agreed to have water delivered, that's important and I need to report it. Betsaida, are you absolutely sure the information you gave me is accurate, that EPA has not promised to have water delivered? Is it even under consideration?
Thanks,
Mike

Michael Rubinkam
Correspondent / Northeastern Pa.
5050 Tilghman St., Suite 115
Allentown, PA 18104
610-530-5791 (w)
610-530-5792 (f)
Email: mrubinkam@ap.org
Twitter: apmikerubinkam

-----Original Message-----

From: Rubinkam, Michael
Sent: Friday, January 06, 2012 2:14 PM
To: 'Betsaida Alcantara'
Cc: Terri-A White
Subject: RE: from AP re: Dimock - Please handle

That is not what Julie Sautner says she was told. She says was told by Richard Fetzer this morning "that they were going to deliver us water" and that the deliveries would begin as early as today, tomorrow at the latest. She says Fetzer told her EPA would use a private contractor.

I don't see how she could have gotten it so dramatically wrong. If Fetzer didn't tell her that, then what did he tell her?

-----Original Message-----

From: Betsaida Alcantara [mailto:Alcantara.Betsaida@epamail.epa.gov]
Sent: Friday, January 06, 2012 2:10 PM
To: Rubinkam, Michael
Cc: Terri-A White
Subject: Fw: from AP re: Dimock - Please handle

Michael,
Here's where the Agency is at this time:

At this time, our goal is understanding the situation in Dimock and evaluating additional options, including further sampling. No decision has been made by EPA to provide alternate sources of water.

Betsaida Alcantara
Press Secretary
US Environmental Protection Agency
202-564-1692
alcantara.betsaida@epa.gov
----- Forwarded by Betsaida Alcantara/DC/USEPA/US on 01/06/2012 02:09 PM

From: Terri-A White/R3/USEPA/US
To: Betsaida Alcantara/DC/USEPA/US@EPA
Cc: kulik.michael@epa.gov
Date: 01/06/2012 02:01 PM
Subject: Fw: from AP re: Dimock - Please handle

Betsaida,

see below.
----- Forwarded by Terri-A White/R3/USEPA/US on 01/06/2012 02:00 PM

From: "Rubinkam, Michael" <mrubinkam@ap.org>
To: Terri-A White/R3/USEPA/US@EPA
Date: 01/06/2012 01:57 PM
Subject: RE: from AP re: Dimock

Thanks. Don't want to be pushy, but can you confirm now that EPA is hiring a private contractor to deliver water to Dimock? We can flesh out with details later.

From: Terri-A White [mailto:White.Terri-A@epamail.epa.gov]
Sent: Friday, January 06, 2012 12:47 PM
To: Rubinkam, Michael
Subject: Re: from AP re: Dimock

Confirming receipt of your question. Will get back to you.

From: "Rubinkam, Michael" <mrubinkam@ap.org>
To: Terri-A White/R3/USEPA/US@EPA
Date: 01/06/2012 12:38 PM
Subject: from AP re: Dimock

Terri
Please give me a call ASAP. I understand EPA is arranging to have water delivered to the people in Dimock.
Thanks
Mike

Michael Rubinkam

Correspondent / Northeastern Pa.
5050 Tilghman St., Suite 115
Allentown, PA 18104
610-530-5791 (w)
610-530-5792 (f)
Email: mrubinkam@ap.org
Twitter: apmikerubinkam

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1898 and delete this email. Thank you.

[IP_US_DISC]

msk dccc60c6d2c3a6438f0cf467d9a4938

***** ATTACHMENT NOT DELIVERED *****

This Email message contained an attachment named image001.jpg which may be a computer program. This attached computer program could contain a computer virus which could cause harm to EPA's computers, network, and data. The attachment has been deleted.

This was done to limit the distribution of computer viruses introduced into the EPA network. EPA is deleting all computer program attachments sent from the Internet into the agency via Email.

If the message sender is known and the attachment was legitimate, you should contact the sender and request that they rename the file name extension and resend the Email with the renamed attachment. After receiving the revised Email, containing the renamed attachment, you can rename the file extension to its correct name.

For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900.

***** ATTACHMENT NOT DELIVERED *****